IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

SECOND APPEAL NO. 499 OF 2001

Basappa Kallappa Amangi. ... Appellant.

Versus.

Ramchandra Balbhim Yarikar. ... Respondent.

Shri A.J.Chougule for the Appellant.

Shri A.B.Tanjane i/by Shri G.S.Godbole for the Respondent Nos.1, 2 and 3.

CORAM : ABHAY S. OKA, J.

DATED : 2nd February, 2005.

P.C.:

1. Heard the learned Counsel appearing for the prties. The Second Appeal is preferred by the unsuccessful Plaintiff. Reliance is placed on an alleged oral agreement between the parties. The Appellate Court after considering the oral and documentary evidence on record has disbelieved the case of the Appellant as regards existence of oral agreement.

2. The findings recorded by the Appellate Court are based on oral and documentary evidence on record nd there is no perversity in the same.

3. No substantial question of law arises in the Second Appeal. The Second Appeal is dismissed with no order as

Judge.